

1 KATE WELLS, SB# 107051  
2 Attorney at Law-02330-JW Document 13 Filed 09/29/05 Page 1 of 4  
3 2600 Fresno Street  
4 Santa Cruz, California 95062  
5 Telephone: (831) 479-4475  
6 Facsimile: (831) 479-4476  
7 Email: lioness@got.net

8 Attorney for Plaintiff, BOYD TIZENOR

9 DANA McRAE, SB# 142231  
10 County Counsel, County of Santa Cruz  
11 JULIA HILL, SB#178672  
12 Assistant County Counsel  
13 701 Ocean Street, Room 505  
14 Santa Cruz, California 95060  
15 Telephone: (831) 454-2040  
16 Facsimile: (831) 454-2115  
17 Email: julia.hill@santa-cruz.ca.us

18 Attorneys for Defendants COUNTY OF SANTA CRUZ/SANTA CRUZ SHERIFF'S  
19 OFFICE, SGT. AMY CHRISTEY AND DEPUTY DANIEL FREITAS

20 UNITED STATES DISTRICT COURT  
21 NORTHERN DISTRICT OF CALIFORNIA

22 E FILING CASE

23 BOYD TIZENOR,

24 Plaintiff,

25 vs.

26 COUNTY OF SANTA CRUZ/SANTA  
27 CRUZ SHERIFF'S OFFICE;  
28 SGT. AMY CHRISTEY; DEPUTY  
DANIEL FREITAS; DEPUTY F.  
ANDERSON, and DOES 1 through  
10,

Defendants.

CASE NO. C 05 02330 JW

STIPULATION AND REQUEST  
FOR ORDER TO CONTINUE  
CASE MANAGEMENT  
CONFERENCE AND OTHER  
DATES

The parties, by and through their attorneys of record, hereby agree and stipulate to continue the date for the case management conference in the above referenced matter for 120 days. Additionally, the parties stipulate to continue the dates for initial disclosures and ADR Certification.

1. The last date to meet and confer re initial disclosures is continued to February 20, 2006.
2. The last date to file the Joint ADR Certification is continued to February 20, 2006.
3. The last date to complete initial disclosures is continued to March 6, 2006.
4. The date for the Case Management Conference is continued from October 31, 2005, to March 13, 2006, at 10:00 a.m.

Good cause exists for the continuance as set forth in the Declaration of Kate Wells below.

#### DECLARATION OF KATE WELLS

I, KATE WELLS, declare:

1. I am the attorney of record for the plaintiff in the above-referenced matter.
2. After having difficulty reaching my client Mr. Tizenor, I discovered on August 23, 2005, that he was incarcerated in Los Angeles County jail on a matter unrelated to the instant case. Today I spoke with the plaintiff's brother who resides in Kentucky and discovered that my client is still incarcerated in Los Angeles County.
3. Since they do not allow inmates to receive calls, I am unable to communicate with my client and I do not know when I will be able to contact him.
4. Additionally, one of the defendants, Deputy F. Anderson no longer works for the Santa Cruz Sheriff's Department. I am informed and believe that he is working as a deputy somewhere in Southern California and I will need additional time to locate him for service of the summons and complaint.


I declare, under penalty of perjury under the laws of the state of California that the foregoing is true and correct of my own personal knowledge. Signed this 26<sup>th</sup> day of

September, 2005, at Santa Cruz, California.

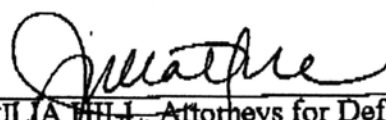
  
KATE WELLS

IT IS SO STIPULATED:

LAW OFFICES OF KATE WELLS

Dated: 9/26/05 By:   
KATE WELLS  
Attorney for Plaintiff, BOYD TIZENOR

SANTA CRUZ COUNTY COUNSEL'S OFFICE

Dated: 9/26/05 By:   
JULIA HILL, Attorneys for Defendants,  
COUNTY OF SANTA CRUZ/SANTA CRUZ  
SHERIFF'S OFFICE, SGT AMY CHRISTEY,  
and DEPUTY DANIEL FREITAS

ORDER (BY STIPULATION)

GOOD CAUSE APPEARING THEREFOR it is hereby ordered that

1. The last date to meet and confer re initial disclosures is continued to February 20, 2006.
2. The last date to file the Joint ADR Certification is continued to February 20, 2006.
3. The last date to complete initial disclosures is continued March 6, 2006.
4. The date for the Case Management Conference is continued from October 31,

STIPULATION AND REQUEST FOR ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE AND OTHER DATES  
Tizenor v. County of Santa Cruz, et.al. Case No. 05-02330 PVT

Received Time Sep. 26. 11:54AM

Dated: Sept. 28.2005

/s/ James Ware

THE HONORABLE JAMES WARE  
UNITED STATES DISTRICT COURT JUDGE